

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MAINE**

<b>DUNCAN J. McNEIL, III,</b>	)	
	)	
<b>PLAINTIFF</b>	)	
	)	
<b>v.</b>	)	<b>CIVIL No. 05-114-P-H</b>
	)	
<b>UNITED STATES, ET AL.,</b>	)	
	)	
<b>DEFENDANTS</b>	)	

**ORDER ON NOTICE OF APPEAL**

McNeil's purported Notice of Appeal from Orders dated "6/24/05, 8/1/05, 8/3/05, 8/8/05, 8/23/05, 8/31/05 & 10/4/05" is not an appeal of my Order of October 6, 2005, prohibiting McNeil from further filings as a vexatious litigant. In that Order, I directed that McNeil was permitted to make *no* further filings without prior permission of this court, except to appeal that Order. This purported notice of appeal, dated 10/11/05, is therefore **ORDERED STRICKEN**. In any event, I would deny the request to proceed without paying fees (*in forma pauperis*) and for appointment of counsel. McNeil's claims and arguments are entirely frivolous.

**So ORDERED.**

**DATED THIS 4TH DAY OF NOVEMBER, 2005**

/s/D. BROCK HORNBY  
**D. BROCK HORNBY**  
**UNITED STATES DISTRICT JUDGE**